GAHC010094502015

THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : MC/784/2015

NATIONAL INSURANCE CO. LTD.
HAVING ITS HEAD OFFICE AT MIDDLETON STREET, KOLKATA AND ONE OF THE REGIONAL OFFICES KNOWN AS GUWAHATI REGIONAL OFFICE, G.S ROAD, BHANGAGARH, GUWAHATI -5 AND A BRANCH OFFICE AT NAGAON, ASSAM.

VERSUS

MD. NAJRUL ISLAM and ANR,
S/O MD. AHMED RAFIQUE, VILL. FULTOLA DULABARI, P.O. MAHABHAIRAB, P.S. SADAR, DIST. SONITPUR, ASSAM.

2:MD. SOFIQUAL ISLAM CHOUDHURY

S/O LATE AMIRUDDIN CHOUDHURY
VILL. GARUWANAPATTY
P.O. TEZPUR SADAR
DIST. SONITPUR
ASSAM

Advocate for the Petitioner : MS.P HUJURI

Advocate for the Respondent :

BEFORE
HONOURABLE MR. JUSTICE MIR ALFAZ ALI

ORDER

Date : 14-12-2020

Heard R.K. Bhatra, learned counsel for the petitioner.

Despite service of notice through substituted manner, the respondents are not represented.

By this interlocutory application under Section 5 of the Limitation Act, the petitioner prays for condonation of 87 days delay in preferring the appeal against the judgment and order dated 24.06.2014 passed by the Commisisoner, Employees Compensation, Nagaon in NWC Case No. 80/2008.

Having considered the submissions made by the learned counsel for the petitioner and the ground taken in the petition, this court is of the view that the petitioner has been able to make out a case for condonation of 87 days delay in preferring the appeal. Accordingly, the petition is allowed and the delay stands condoned.

Office to register the connected appeal and list it for admission.

I.A. stands disposed of.

JUDGE

Comparing Assistant